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**REQUEST  
For  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**

Address to:  
**MAIL STOP RCE  
COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450**

(Revised 09/2003)

Application Number 09/782,639

Filing Date February 13, 2001

First Named Inventor: Bensur

Art Unit: 1772

Examiner Name: Michael Miggins

Confirmation No.: 2775

Attorney Docket No. 31599/200998

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This is a request for **Continued Examination (RCE)** under 37 C.F.R. § 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. **Submission required under 37 C.F.R. § 1.114**

- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on
- ii. ☐ Other
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavits(s)/Declarations(s)
- iii. ☐ Information Disclosure Statement (IDS); of cites listed on PTO Form 1449
- iv. ☐ Other

2. **Miscellaneous**

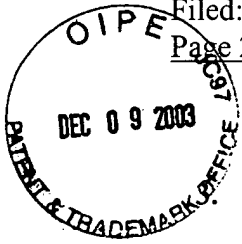
- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other

12/10/2003 DTESSEM1 00000037 09782639

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770.00 0P

In re: Bensur  
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Filed: February 13, 2001  
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**Fees** The RCE fee under 37 C.F.R. § 1.17(e) is **required** by 37 C.F.R. § 1.114 when the RCE is filed.

- a. The Director is hereby authorized to charge any fee deficiencies, or credit any overpayments to Deposit Account No. 16-0605.
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)  
(\$770.00 large entity; \$385.00 small entity)
- ii. ☒ Extension of Time Fee (37 C.F. R. §§ 1.136 and 1.17)
- iii. ☐ Other
- b. ☒ Check in the amount of \$770.00 and \$420.00 enclosed

Respectfully submitted,

Donald M. Hill, Jr.  
Registration No. 40,646

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#### CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:  
Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450,  
on December 5, 2003

Nancy McPartland  
CLT01/4622655v1



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.: 09/782,639  
Applicant(s): Bensur  
Filed: February 13, 2001  
Art Unit: 1772  
Examiner: Michael Miggins  
Title: FLEXIBLE NON-FOIL-BASED RETORT PACKAGE

Confirmation No.: 2775

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Docket No.: 31599/200998  
Customer No.: 00826

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT**  
**37 C.F.R. § 1.121**

Sir:

In response to the Office Action dated July 7, 2003, please amend the above-identified application as follows:

**Amendments to the Claims** are reflected in the listing of claims beginning on page 2 of this paper.

**Remarks/Arguments** begin on page 4 of this paper.